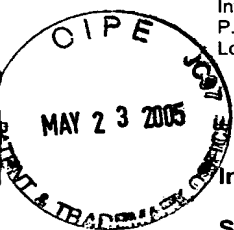


AGILENT TECHNOLOGIES, INC.
Legal Department, DL429
Intellectual Property Administration
P. O. Box 7599
Loveland, Colorado 80537-0599

ATTORNEY DOCKET NO. 10030269-01



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor(s): William I. McAlexander

Serial No.: 10/735142

Examiner:

Filing Date: December 11, 2003

Group Art Unit: 2878

Title: Spectral Phase Measurement Using Phase Diverse Coherent Optical Spectrum Analyzer

COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria VA 22313-1450

INFORMATION DISCLOSURE STATEMENT

Sir:

This Information Disclosure Statement is submitted:

- (a) ☐ Under 37 CFR 1.97(b).
(Within three months of filing national application; or date of entry of national application; or before mailing date of first Office action on the merits; whichever occurs last).
- (b) ☒ Under 37 CFR 1.97(c) together with *either* a:
☒ Statement under CFR 1.97(e), or
☐ \$180.00 fee under 37 CFR 1.17(p).
(After the CFR 1.97(b) time period, but before a final action or notice of allowance, whichever occurs first).
- (c) ☐ Under 37 CFR 1.97(d) together with: a
Statement under 37 CFR 1.97(e), *and*
\$180.00 fee as set forth in 37 CFR 1.17(p).
(After a final action or notice of allowance, whichever occurs first, but before payment of the issue fee).

☒ STATEMENT UNDER 37 CFR 1.97(e)

The undersigned certifies that:

- ☒ Each item of information contained in the Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the statement, *or*
- ☐ No item of information contained in the Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the undersigned after making reasonable inquiry, was known to any individual designated in 37 CFR § 1.56(c) more than three months prior to the filing of the Information Disclosure Statement.

☐ PRIOR APPLICATIONS

References identified with an asterisk (*) in the enclosed PTO Form 1449, were disclosed in prior Patent Application No. _____, filed _____, now U.S. Patent No. _____, and, as such, copies thereof are not included pursuant to the provisions of 37 CFR 1.98(d).

☐ FOREIGN LANGUAGE DOCUMENTS

A concise explanation of the relevance of foreign language patents, foreign language publications and other foreign language information listed on PTO form 1449, as presently understood by the individual(s) designated in 37 CFR 1.56(c) most knowledgeable about the content is given on the attached sheet, or where a foreign language patent is cited in a search report or other action by a foreign patent office in a counterpart foreign application, an English language version of the search report or action which indicates the degree of relevance found by the foreign office is listed on form PTO 1449 and is enclosed herewith.

☐ **FEE AUTHORIZATION**

Please charge to Deposit Account **50-1078** the sum of \$0.00. At any time during the pendency of this application, please charge any fees required or credit any overpayment to Deposit Account **50-1078** pursuant to 37 CFR 1.25.

I hereby certify that this correspondence is being deposited with the United States Postal Service as:

☒ First Class Mail

☐ "Express Mail Post office to Addressee" service under 37 CFR 1.10.

Express Mail Label No.

Date of Deposit: 5/19/05

In an envelope addressed to: Commissioner for Patents,
P.O. Box 1450, Alexandria VA 22313-1450.

OR

☐ I hereby certify that this paper is being facsimile transmitted to the Patent and Trademark Office on the date shown below.

Date of Facsimile:

Typed Name: Orlando Quiroz

Signature: 

Respectfully submitted,

William I. McAlexander

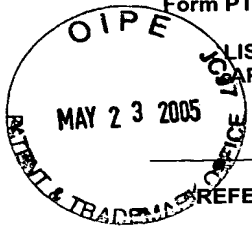
By 

John L. Imperato
Attorney/Agent for Applicant(s)

Reg. No. 40,026

Date: 5/19/05

Telephone No. (650) 485-5511



Form PTO-1449

LIST OF PATENTS AND PUBLICATIONS FOR
APPLICANT'S INFORMATION DISCLOSURE
STATEMENT

(Use several sheets if necessary)

ATTORNEY DOCKET NO.
10030269-01SERIAL NO.
10/735,142

APPLICANT

William I. McAlexander

FILING DATE
December 11, 2003GROUP
2878

REFERENCE DESIGNATION

U.S. PATENT DOCUMENTS

EXAMINER INITIAL	*	DOCUMENT NUMBER	DATE	NAME

FOREIGN PATENT DOCUMENT

	DOCUMENT NUMBER	DATE	NAME	TRANSLATION YES NO	
	GB 2197461A	18.May.1988	Carrol et al.	X	

OTHER REFERENCES (including Author, Title, Date, Pertinent Pages, etc.)

	Van Deventer M O et al., Title: "High-Dynamic-Range Heterodyne Measurement Of Optical Spectra", Optical Letters, Optical Society Of America, Washington, US, Vol. 16, No. 9, 1991-05-01, pp. 678-680.
	Copy of European Search Report Dated: 5.APR.2005.

EXAMINER

DATE CONSIDERED

* Copies of these references are not enclosed Pursuant to 37 CFR 1.98(d). (See accompanying IDS)

Page 1 of 1